

the district and county courts refunding to the heirs, devisees, legatees or legal representatives of deceased persons, whose estates have escheated to the State, such sums of money belonging to such escheated estates as have been paid into the public Treasury; authorizing the payment of such claims on the taking effect of this Act and the filing with the Comptroller of a copy of the order of the court under seal of the court, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

TWENTIETH DAY

(Friday, September 21, 1934)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Ford.
Adamson.	Fuchs.
Aikin.	Glass.
Alexander.	Golson.
Alsup.	Good.
Anderson.	Goodman.
Atchison.	Graves.
Baker.	Greathouse.
Barrett.	Griffith.
Barron.	Hankamer.
Bergman.	Harman.
Bourne.	Harris.
Bradley.	Harrison.
Burns.	Hartzog.
Butler.	Head.
Camp.	Hicks.
Canon.	Hill.
Cathey.	Hodges.
Caven.	Holekamp.
Celaya.	Holland.
Chastain.	Holloway.
Clayton.	Hoskins.
Colson.	Huddleston.
Coombes.	Hughes.
Cowley.	Hunt.
Crossley.	Hunter.
Daniel.	Hyder.
Davidson.	Jackson.
Dean.	James.
Devall.	Jefferson.
Dunlap.	Johnson
Dunagan.	of Anderson.
Duvall.	Jones of Atascosa.
Dwyer.	Jones of Runnels.
Engelhard.	Jones of Shelby.
Fain.	Kayton.
Fisher.	Kyle of Hays.

Kyle of Palo Pinto.	Reed of Dallas.
Laird.	Renfro.
Lange.	Riddle.
Latham.	Roark.
Lemens.	Roberts.
Leonard.	Rogers of Hunt.
Lindsey.	Rogers
Long.	of Ochiltree.
Lotief.	Rollins.
Mackay.	Russell.
Magee.	Savage.
Mathis.	Scarborough.
McCullough.	Scott.
McGregor.	Shannon.
McKee.	Shults.
Merritt.	Smith.
Metcalf.	Stanfield.
Mitcham.	Steward.
Moffett.	Stinson.
Moore.	Stovall.
Morrison.	Stubbeman.
Morse.	Tarwater.
Munson.	Tennyson.
Nicholson.	Thomas.
Palmer.	Tillery.
Parkhouse.	Townsend.
Patterson.	Turlington.
Pavlica.	Van Zandt.
Pope.	Vaughan.
Puryear.	Wagstaff.
Ramsey.	Walker.
Ratliff.	Weinert.
Ray.	Wells.
Reader.	Wood.
Reed of Bowie.	Young.

Absent

Beck.	McDougald.
Calvert.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVE OF ABSENCE GRANTED

Mr. Winningham was granted leave of absence for today, on account of illness, on motion of Mr. Celaya.

MAKING CERTAIN RECOMMENDATION TO TEXAS CENTENNIAL COMMISSION

Mr. Butler offered the following resolution:

Whereas, The American Indians were the first possessors and occupants of our Texas land; and

Whereas, There are now some de-

scendants of various tribes still resident in Texas; now, therefore, be it

Resolved by the House of Representatives, That we recommend to the Texas Centennial Commission that these descendants of native Texas Indians be given a definite part in the Centennial celebration in 1936, to display their tribal history, and take any part in the program that they may desire; and be it further

Resolved, That a copy of this resolution be furnished the Texas Centennial Commission.

The resolution was read second time, and was adopted.

MEMORIALIZING CONGRESS IN REGARD TO CONCENTRATED WEALTH

Mr. Rogers of Hunt offered the following resolution:

Whereas, The concentration of wealth, motivated by greed, has been the primary cause of the destruction of every democracy that has passed off the stage of human action; and

Whereas, The concentration of gigantic fortunes in this Nation has reached the point where eight per cent of the people control ninety per cent of the wealth and pay less than five per cent of the taxes; and

Whereas, Such control has thrown millions of intelligent and industrious people upon public charity in the midst of universal plenty and thereby seriously threatens our entire social relations; and

Whereas, This concentration is a direct result of special privileges and favoritisms through special immunities, grants, franchises, and permitted combinations, which are able to crush smaller business concerns; and

Whereas, The gradual growth of financial power has, as always, brought on such a centralization of political power that our constitutional safeguards are seriously threatened by bureaucratic dictatorship which is enormously increasing the tax burdens of the people; and

Whereas, These increased tax burdens are not placed upon concentrated wealth in proportion to their ability to pay, but on the contrary, add to their already bloated incomes through the interest they receive on the money they loan upon tax exempt securities; therefore, be it

Resolved, That the House of Representatives, Third Called Session of the

Forty-third Legislature now in Session, on behalf of the common people and taxpayers of Texas, memorialize the Congress and President of the United States to immediately take such steps compatible with their constitutional powers, as may be necessary to bring about a gradual redistribution of the wealth which the natural resources and labor of this country has furnished and created;

Be it further resolved:

(1) That in order to carry out this purpose and check the greed of our present Shylocks, a limit be placed upon their earnings by means of a graduated income tax and their big accumulated fortunes be broken up by limiting inheritances, gifts, and donations, letting the remainder escheat to the Government, that all special privilege laws by which they have accumulated their ill-gotten wealth, be repealed at the earliest possible date, and that the Government establish and operate its own banks of issue and retire all tax-exempt interest-bearing bonds by issuing to the holders in lieu thereof full legal tender treasury notes.

(2) That the moneys and properties which would come to the Government by such taxes and escheatments be used to further public works of such permanent and universal benefit to the Nation at large as the impounding and control of all flood waters in the entire Nation, the building of military and post roads of the most modern types and the payment of pensions to all needy, worthy citizens after they have reached a certain age.

(3) (a) The impounding of our flood waters would save a great annual loss of life and property, would be a great national asset in times of disastrous droughts, or in times of war, and would furnish modern conveniences to the homes of the entire Nation, both urban and rural, by furnishing cheap and available hydro-electric power. Such nationally planned public works could be spread out over a long period of time and used as an economic shock absorber by increasing the work during periods of business depressions and decreasing it when business again becomes normal. (b) Nothing could so universally reach the dependent needy and create a love for country more than to make provisions to care for those who have been set aside, either

through the infirmities of age, or the modern public and private practices of employment.

Signed—Rogers of Hunt, Burns, Ramsey, Barron, McCullough, Scott, Mathis, Tillery, Mackay.

The resolution was read second time.

Mr. Rogers of Ochiltree moved that the resolution be referred to the Committee on State Affairs.

Mr. Burns moved to table the motion to refer the resolution to the Committee on State Affairs.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—60

Aikin.	Johnson
Alexander.	of Anderson.
Alsup.	Jones of Shelby.
Atchison.	Kayton.
Baker.	Kyle of Palo Pinto.
Barron.	Laird.
Burns.	Latham.
Butler.	Lindsey.
Camp.	Lotief.
Canon.	Magee.
Colson.	Mathis.
Daniel.	McCullough.
Devall.	McKee.
Duvall.	Merritt.
Fisher.	Moore.
Fuchs.	Morrison.
Good.	Morse.
Greathouse.	Pavlica.
Griffith.	Puryear.
Harrison.	Ramsey.
Hartzog.	Renfro.
Hicks.	Roark.
Hodges.	Rogers of Hunt.
Holekamp.	Scarborough.
Holland.	Scott.
Holloway.	Shults.
Huddleston.	Steward.
Hughes.	Vaughan.
Hunter.	Wagstaff.
Hyder.	Weinert.
James.	

Yeas—56

Adamson.	Ford.
Barrett.	Glass.
Bourne.	Goodman.
Cathey.	Graves.
Chastain.	Hankamer.
Clayton.	Harris.
Crossley.	Head.
Dean.	Hill.
Engelhard.	Hunt.
Fain.	Jackson.

Jones of Runnels.
Kyle of Hays.
Lange.
Lemens.
Mackay.
McGregor.
Metcalf.
Mitcham.
Moffett.
Munson.
Nicholson.
Palmer.
Patterson.
Pope.
Ratliff.
Ray.
Reader.
Reed of Bowie.
Reed of Dallas.

Riddle.
Roberts.
Rogers
of Ochiltree.
Rollins.
Savage.
Shannon.
Stinson.
Stovall.
Stubbeman.
Tarwater.
Thomas.
Turlington.
Van Zandt.
Walker.
Wells.
Wood.
Young.

Present—Not Voting

Jones of Atascosa.

Absent

Anderson.	Harman.
Beck.	Hoskins.
Bergman.	Jefferson.
Bradley.	Leonard.
Calvert.	Long.
Caven.	McDougald.
Celaya.	Parkhouse.
Coombes.	Russell.
Cowley.	Smith.
Davidson.	Stanfield.
Dunlap.	Tennyson.
Dunagan.	Tillery.
Dwyer.	Townsend.
Golson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—50

Aikin.	Greathouse.
Baker.	Hankamer.
Barron.	Harrison.
Bergman.	Hartzog.
Burns.	Hicks.
Camp.	Hill.
Canon.	Holland.
Cathey.	Hoskins.
Chastain.	Hughes.
Colson.	Hunt.
Daniel.	Hyder.
Devall.	Jefferson.
Fain.	Johnson
Fisher.	of Anderson.
Glass.	Jones of Shelby.
Good.	Kyle of Palo Pinto.

Laird.	Ramsey.
Lotief.	Roark.
Mathis.	Rogers of Hunt.
McCullough.	Rollins.
McKee.	Scarborough.
Merritt.	Scott.
Morrison.	Tillery.
Palmer.	Vaughan.
Pavlica.	Young.
Puryear.	

Nays—65

Adamson.	Metcalf.
Alsup.	Mitcham.
Anderson.	Moore.
Atchison.	Morse.
Barrett.	Munson.
Bourne.	Parkhouse.
Butler.	Patterson.
Clayton.	Ratliff.
Crossley.	Reader.
Dunagan.	Reed of Bowie.
Duvall.	Reed of Dallas.
Engelhard.	Renfro.
Ford.	Riddle.
Fuchs.	Roberts.
Goodman.	Rogers
Griffith.	of Ochiltree.
Harman.	Savage.
Harris.	Shannon.
Head.	Shults.
Holekamp.	Stanfield.
Huddleston.	Steward.
Hunter.	Stinson.
Jackson.	Stovall.
James.	Stubbeman.
Jones of Runnels.	Thomas.
Kayton.	Townsend.
Kyle of Hays.	Turlington.
Latham.	Van Zandt.
Lemens.	Wagstaff.
Lindsey.	Walker.
Mackay.	Weinert.
Magee.	Wells.
McGregor.	Wood.

Present—Not Voting

Jones of Atascosa.

Absent

Alexander.	Hodges.
Beck.	Holloway.
Bradley.	Lange.
Calvert.	Leonard.
Caven.	Long.
Celaya.	McDougald.
Coombes.	Moffett.
Cowley.	Nicholson.
Davidson.	Pope.
Dean.	Ray.
Dunlap.	Russell.
Dwyer.	Smith.
Golson.	Tarwater.
Graves.	Tennyson.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

On motion of Mr. Shannon, the following remarks, by Mr. Rogers of Hunt on addressing the House on the above resolution, were ordered printed in the Journal:

Mr. Chairman, Ladies and Gentlemen: I see no reason why you should become alarmed over this simple, harmless resolution. I am only asking the State Legislature of Texas to demand of the United States Congress that they break up the large fortunes by graduated income tax and put a limit on inheritance, that the wealth might be redistributed back into the hands of the plain people who produced this wealth.

It is in line with the Bible, and all great men who have in the past warned us against letting the wealth of the Nation be centralized in a few hands. One of the last statements of Abraham Lincoln was this, when he said: "As I look into the future it causes me to tremble for the safety of my country, when I see corporations enthroned and an era of corruption in high places will follow, and the money power will prolong its reign by working on the prejudice of the people until the wealth of this Nation is concentrated into a few hands and the Government destroyed." Even Franklin D. Roosevelt, in a radio address on the fifth of March, said that our main trouble was maldistribution of wealth.

Now, gentlemen, I hope you will see fit to give me a yea vote on this resolution, and I thank you.

ROGERS of Hunt.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 29, A bill to be entitled "An Act amending Chapter 25 of the Acts of the Thirty-ninth Legislature, Regular Session, adding thereto a section to be 'Section 90-a,' and, in substance, to provide: That certain water control and improvement dis-

tricts, in addition to, or in lieu of, securing their bonds by the levy and collection of taxes, as now provided, and declaring an emergency."

S. B. No. 31, A bill to be entitled "An Act declaring it unlawful to take any wild duck, wild goose, wild brant, wild snipe, or wild coot at any time other than during the open season; prohibiting the taking or possessing of any of such birds in excess of the bag limit; defining open season and bag limits; and declaring an emergency."

S. B. No. 32, A bill to be entitled "An Act to amend Article 4368 of the Revised Civil Statutes of Texas for 1925, relating to the official bond of the State Treasurer, and providing that the State Treasurer shall enter into such bond as may be required by an Act of Congress to protect any Federal funds which shall have been received or which may hereafter be received by the State of Texas, and declaring an emergency."

H. B. No. 38, A bill to be entitled "An Act providing the open season for taking squirrels in Nacogdoches County; providing suitable penalty for violation of this Act, and repealing all laws in so far as they may be in conflict with this Act, and declaring an emergency."

H. B. No. 40, A bill to be entitled "An Act declaring it unlawful to take, hunt, or pursue deer or turkey in Nacogdoches County for five (5) years after the passage of this Act; providing a penalty for violation, repealing all laws in conflict with this Act, and declaring an emergency."

Respectfully,

BOB PARKER,
Secretary of the Senate.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 26, "An Act authorizing water control and improvement districts to assign water contracts for a period of not exceeding forty years, or to assign the revenues accruing, or to accrue under such contract, and to receive therefor either a lump sum in cash or outstanding bonds of said district."

H. B. No. 67, "An Act authorizing

cities and towns with a population of more than one thousand and located on the coast of Texas, or any bay, gulf or inlet, and in which commercial fishing and shrimping is an established industry, to build or purchase municipal fish markets, and to borrow money and accept grants for such purpose from the Federal Government or any of its agencies, or to borrow money from any other sources and to issue revenue bonds or warrants therefor and secure the payment of the same by mortgaging the physical property so acquired and the net revenues therefrom, and providing that such cities may stipulate with the lender that a purchaser at sale or foreclosure shall have a permit to operate the same in accordance with the laws then in effect regulating such industries; and providing that such markets may be improved, repaired or extended; and providing that the provisions of Article 2368-a, Revised Civil Statutes of Texas, with reference to notice, the right of referendum and competitive bidding shall be applicable to all projects financed under this Act; and providing that the revenue warrants or bonds issued hereunder shall have stamped or written thereon that the holder thereof never shall be entitled to demand the payment of such bonds or warrants out of any funds raised or to be raised by taxation, and declaring an emergency."

H. B. No. 58, "An Act relating to any city which has not less than 8,700 nor more than 8,800 inhabitants, as shown by the Federal Census last preceding the action herein authorized; providing that the governing body of any such city, in making up the annual appropriation of the income and revenue of any waterworks system, electric light plant or system, sewer system, or any other public utility system, service or enterprise, now or hereafter owned and operated by any such city, shall first provide for maintenance and operating expenses of such system, service or enterprise, shall then provide for payment of principal and interest of any indebtedness outstanding against such system, service or enterprise, and may then make such appropriations as remaining income and revenue of such system, service or enterprise may justify; etc., and declaring an emergency."

H. B. No. 49, "An Act making an

appropriation for the salary of either a special investigator, or an assistant district attorney for the Forty-ninth Judicial District of Texas, said appropriation to be in lieu of that made by the Regular Session of the Forty-third Legislature for an assistant district attorney for said district; and declaring an emergency."

H. B. No. 47, "An Act making appropriation to cover deficiencies in appropriations heretofore made for transcript fees for court reporters as provided by law for the fiscal years ending August 31, 1934 and 1935, and declaring an emergency."

H. B. No. 63, "An Act amending Section 3, of Chapter 67, Acts of the First Called Session of the Forty-third Legislature, same being Senate Bill No. 52, and as amended by Chapter 29, Acts of the Second Called Session of the Forty-third Legislature, same being House Bill No. 79, so as to provide the method of prorating the funds provided in said chapter, fixing date for filing claims under said appropriation, providing that claims arising thereunder shall not be negotiable or assignable; etc., and declaring an emergency."

H. B. No. 40, "An Act declaring it unlawful to take, hunt, or pursue deer or turkey in Nacogdoches County for five (5) years after the passage of this Act; providing a penalty for violation, repealing all laws in conflict with this Act, and declaring an emergency."

H. B. No. 38, "An Act providing the open season for taking squirrels in Nacogdoches County; providing suitable penalty for violation of this Act, and repealing all laws in so far as they may be in conflict with this Act, and declaring an emergency."

H. C. R. No. 14, Requesting Commissioner of Agriculture to make certain investigation.

TO MAKE CERTAIN INVESTIGATION

Mr. Hunter, Mr. Duvall and others offered the following resolution:

Whereas, The hearing conducted by the House of Representatives on the relief problem of this State indicates that no thought has been given to the problem of rehabilitation by the Relief Commission of this State; and

Whereas, It appears that no person connected with the State or Federal Government has given any seri-

ous consideration to the problem of rehabilitation which will result in a continued burden on the part of the taxpayers and a continued expense on their part in keeping up those now on the relief rolls; and

Whereas, The money being spent by the State for relief purposes will be exhausted without any lasting results unless some program of rehabilitation is devised; and

Whereas, Practical economy demands that some rehabilitation program be devised; therefore, be it

Resolved by the House of Representatives of the State of Texas, That a committee of five (5) Members of the House of Representatives be appointed by the Speaker of the House to make an investigation in order to determine the possibility of devising some program of rehabilitation which will eventually make self-supporting those who are now on the relief rolls and to ascertain whether or not the relief funds of this State are now being adequately administered by the State Relief Commission and/or the local boards or authorities.

That said committee shall have the power to formulate its own rules of procedure and evidence and provide for its own hours of meeting and adjourning. That the committee shall appoint its own secretary and employes and sergeant-at-arms.

That said committee shall be authorized to meet at such places in Texas that it may deem necessary for the purpose of investigating the manner of handling the relief funds of this State, and for the purpose of determining upon a plan of rehabilitating those now on the relief rolls, and that the committee shall have the power to issue process for witnesses to any place in this State and to compel their attendance and to produce all books and records and upon disobedience of any subpoenas the said committee shall have the power to issue attachments, which may be addressed to and served by either the sergeant-at-arms appointed by said committee or any sheriff or any constable of this State; said committee shall have the power to inspect and make copies of any books, records, or files of any department, commission or board of this State, or any employe, or appointee by said committee and of any county or political subdivision of this State, and shall have the power to examine and audit the books of any person, firm or corpora-

tion having dealings with said departments, commissions, or boards under investigation, or any employe, or appointee of said offices. The committee shall have power to administer oaths and affirmations and fix the bonds of witnesses and the committee shall further have all powers necessary in order to accomplish the purpose for which it is appointed.

The witnesses attending said committee under process shall be allowed the same mileage and per diem as is allowed witnesses in the trial of criminal cases in the district court.

Said committee shall have the power and authority to employ and compensate all necessary experts, investigators, stenographers, clerks, auditors, and all other necessary employes, and it shall be the duty of said committee to make and keep a record of its investigation.

Said committee may call upon the Attorney General's Department for assistance and advice and it shall be the duty of the Attorney General's Department to render opinions, give counsel and assistance to said committee upon the request of the chairman or members of said committee.

Said committee may call upon any department of the Government of this State for advice, counsel, and assistance upon the request of the chairman or members of said committee and it shall be the duty of any of said departments to respond to the requests of said committee.

Said committee shall begin and complete its investigation at its earliest possible moment and shall submit a report in writing to the Regular Session of the Forty-fourth Legislature setting forth in detail its findings concerning the efficiency of the administration of relief funds and setting forth in detail a concrete plan of rehabilitation, with a complete statement showing the probable cost of making self-supporting persons on the relief rolls with an estimate of the probable number of persons now on the relief rolls who can be made self-supporting under a plan of rehabilitation submitted by said committee.

The compensation and expenses herein provided for incident to such investigation shall be paid out of the appropriation for mileage and per diem and contingent expenses of the Forty-third Legislature upon sworn account of such persons entitled to

such pay and approved by the chairman of said committee, and ten thousand dollars (\$10,000) is hereby appropriated out of the mileage and per diem of the Contingent Fund of the Third Called Session of the Forty-third Legislature to meet the payments of such per diem and expenses of said committee, witness fees and other expenses incident to said investigation.

Said committee shall include in its report its recommendations of any legislation that should be enacted or other action that should be taken.

DUVALL,
HUNTER,
McKEE.

The resolution was read second time.

Mr. Walker raised a point of order on further consideration of the resolution, on the ground that the time for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Hunter moved that the House Rule, relative to the time allotted for the consideration of resolutions, be suspended for the purpose of further considering the resolution.

The motion was lost.

CONCERNING CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 1

Mr. Alsup moved that the Conference Committee, heretofore appointed on House Bill No. 1, be instructed to bring the report to the House for consideration by 10 o'clock a. m., tomorrow.

Mr. Reed of Bowie moved to table the motion by Mr. Alsup.

Mr. Van Zandt raised a point of order on further consideration of the motion by Mr. Alsup, on the ground that a motion to instruct the committee is out of order at this time.

The Speaker sustained the point of order.

INVITATION TO ATTEND EAST TEXAS ROSE FESTIVAL

Mr. Latham offered the following resolution:

Whereas, The Hall of the House of Representatives has been adorned with roses graciously sent to us with

the compliments of Smith County and the City of Tyler, the Texas City of Roses; and

Whereas, There will be held in the City of Tyler on the eleventh and twelfth of October, 1934, the Second Annual Festival of Roses to the credit of all of Texas; and

Whereas, H. J. Bryant and W. M. Roberts, citizens of Tyler and representatives of the East Texas Rose Festival, are in Austin today; therefore, be it

Resolved by the House of Representatives, That they be given the privileges of the floor and invited to address the House of Representatives.

LATHAM,
MAGEE,
METCALFE,
SCOTT,
DUNAGAN,
LEMENS.

The resolution was read second time, and was adopted.

In accordance with the above resolution, Speaker Stevenson presented Hon. Sidney Latham of Gregg County, who in turn introduced Mr. W. M. Roberts of Tyler.

Mr. Roberts addressed the House, and extended an invitation to the Members of the House to attend the Second Annual Festival of Roses in the City of Tyler on the eleventh and twelfth of October.

Mr. Latham then introduced Mr. H. J. Bryant of Tyler to the House.

AUTHORIZING CORRECTION IN CERTAIN RESOLUTION

The Speaker laid before the House, for consideration at this time, the resolution offered on yesterday by Mr. Jefferson, authorizing certain corrections in a resolution heretofore adopted, in regard to making an investigation of the taxation on marine products;

The resolution having been read second time on yesterday.

Mr. Van Zandt moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—48

Adamson.

Aikin.

Alsup.
Anderson.
Bourne.
Caven.
Chastain.
Crossley.
Dean.
Dwyer.
Fain.
Fisher.
Ford.
Glass.
Goodman.
Harris.
Hicks.
Huddleston.
Hunt.
Jones of Runnels.
Jones of Shelby.
Lindsey.
Long.
Lotief.
Magee.

Merritt.
Mitcham.
Moffett.
Munson.
Pavlica.
Ramsey.
Ratliff.
Ray.
Reed of Bowie.
Roark.
Scott.
Shults.
Steward.
Stovall.
Stubbeman.
Tennyson.
Thomas.
Tillery.
Townsend.
Van Zandt.
Vaughan.
Walker.
Wood.

Nays—66

Atchison.
Baker.
Barrett.
Barron.
Bergman.
Bradley.
Butler.
Canon.
Cathey.
Clayton.
Colson.
Davidson.
Devall.
Dunlap.
Dunagan.
Duvall.
Fuchs.
Golson.
Good.
Greathouse.
Griffith.
Hankamer.
Harman.
Harrison.
Hartzog.
Head.
Hill.
Hodges.
Holekamp.
Holland.
Holloway.
Hoskins.
Hunter.
Hyder.

James.
Jefferson.
Kayton.
Kyle of Hays.
Kyle of Palo Pinto.
Latham.
Lemens.
Mackay.
Mathis.
Moore.
Morrison.
Nicholson.
Palmer.
Parkhouse.
Patterson.
Pope.
Reader.
Renfro.
Riddle.
Roberts.
Rogers of Hunt.
Rogers
of Ochiltree.
Rollins.
Russell.
Scarborough.
Shannon.
Stanfield.
Turlington.
Wagstaff.
Weinert.
Wells.
Young.

Absent

Alexander.
Beck.
Burns.
Calvert.
Camp.

Celaya.
Coombes.
Cowley.
Daniel.
Engelhard.

Graves.	McGregor.
Hughes.	McKee.
Jackson.	Metcalfe.
Johnson	Morse.
of Anderson.	Puryear.
Jones of Atascosa.	Reed of Dallas.
Laird.	Savage.
Lange.	Smith.
Leonard.	Stinson.
McCullough.	Tarwater.
McDougald.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Mr. Alsup offered the following amendment to the resolution:

Amend resolution so as to strike out the "\$500," and insert "\$300."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—49

Adamson.	Mitcham.
Aikin.	Moffett.
Alsup.	Munson.
Anderson.	Palmer.
Bergman.	Pavlica.
Bourne.	Ray.
Caven.	Reed of Bowie.
Chastain.	Roark.
Crossley.	Rogers of Hunt.
Fain.	Scott.
Fisher.	Shults.
Ford.	Steward.
Glass.	Stinson.
Graves.	Stovall.
Harris.	Stubbeman.
Huddleston.	Tennyson.
Hunt.	Thomas.
Jones of Runnels.	Townsend.
Jones of Shelby.	Turlington.
Lemens.	Van Zandt.
Lindsey.	Vaughan.
Lotief.	Walker.
Magee.	Wells.
Merritt.	Wood.
Metcalfe.	

Nays—63

Atchison.	Coombes.
Baker.	Cowley.
Barrett.	Davidson.
Barron.	Dean.
Bradley.	Devall.
Butler.	Dunlap.
Canon.	Dunagan.
Cathey.	Golson.
Celaya.	Good.
Clayton.	Greathouse.
Colson.	Griffith.

Hankamer.	Mathis.
Harman.	Moore.
Harrison.	Morrison.
Hartzog.	Morse.
Hicks.	Parkhouse.
Hill.	Patterson.
Hodges.	Puryear.
Holekamp.	Ramsey.
Holland.	Ratliff.
Holloway.	Reader.
Hoskins.	Roberts.
Hunter.	Rogers
Hyder.	of Ochiltree.
James.	Rollins.
Jefferson.	Russell.
Kayton.	Scarborough.
Kyle of Hays.	Shannon.
Kyle of Palo Pinto.	Stanfield.
Latham.	Wagstaff.
Leonard.	Weinert.
Mackay.	Young.

Absent

Alexander.	Laird.
Beck.	Lange.
Burns.	Long.
Calvert.	McCullough.
Camp.	McDougald.
Daniel.	McGregor.
Duvall.	McKee.
Dwyer.	Nicholson.
Engelhard.	Pope.
Fuchs.	Reed of Dallas.
Goodman.	Renfro.
Head.	Riddle.
Hughes.	Savage.
Jackson.	Smith.
Johnson	Tarwater.
of Anderson.	Tillery.
Jones of Atascosa.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—71

Atchison.	Dunlap.
Baker.	Dunagan.
Barrett.	Duvall.
Barron.	Glass.
Bradley.	Golson.
Butler.	Good.
Canon.	Greathouse.
Celaya.	Griffith.
Clayton.	Hankamer.
Colson.	Harman.
Cowley.	Harrison.
Davidson.	Hartzog.

Head.	Moore.
Hicks.	Morrison.
Hill.	Morse.
Hodges.	Nicholson.
Holekamp.	Parkhouse.
Holland.	Patterson.
Holloway.	Pope.
Hoskins.	Puryear.
Hunter.	Reader.
Hyder.	Reed of Dallas.
Hames.	Renfro.
Jefferson.	Roberts.
Johnson	Rogers of Hunt.
of Anderson.	Rogers
Kayton.	of Ochiltree.
Kyle of Hays.	Russell.
Kyle of Palo Pinto.	Scarborough.
Latham.	Shannon.
Lemens.	Stanfield.
Leonard.	Townsend.
Long.	Wagstaff.
Lotief.	Weinert.
Mackay.	Wood.
Mathis.	Young.
Merritt.	

Nays—48

Adamson.	Munson.
Aikin.	Palmer.
Alsup.	Pavlica.
Anderson.	Ramsey.
Bergman.	Ratliff.
Bourne.	Ray.
Caven.	Reed of Bowie.
Chastain.	Roark.
Coombes.	Rollins.
Crossley.	Savage.
Dean.	Scott.
Fain.	Shults.
Fisher.	Steward.
Ford.	Stinson.
Goodman.	Stovall.
Harris.	Stubbeman.
Huddleston.	Tennyson.
Hunt.	Thomas.
Jones of Runnels.	Tillery.
Jones of Shelby.	Turlington.
Lindsey.	Van Zandt.
Magee.	Vaughan.
Mitcham.	Walker.
Moffett.	Wells.

Absent

Alexander.	Jackson.
Beck.	Jones of Atascosa.
Burns.	Laird.
Calvert.	Lange.
Camp.	McCullough.
Cathey.	McDougald.
Daniel.	McGregor.
Devall.	McKee.
Dwyer.	Metcalfe.
Engelhard.	Riddle.
Fuchs.	Smith.
Graves.	Tarwater.
Hughes.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Mr. Jefferson moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following message from the Governor:

Executive Office,

Austin, Texas, September 21, 1934.

To the Forty-third Legislature in Third Called Session.

By request of Representative Stubbeman, I submit for your consideration the attached bill, being "An Act to provide for the renewal and extension of oil and gas permit No. 11,752 on a portion of the Pecos River bed; providing for the placing of all income therefrom, and for all income from oil and gas development from river beds in Texas, in the Permanent School Fund, and declaring an emergency."

Respectfully submitted,

MIRIAM A. FERGUSON,
Governor of Texas.

REQUESTING CONFERENCE COMMITTEE ON HOUSE BILL NO. 1 TO BRING IN A REPORT

Mr. Alsup offered the following resolution:

H. C. R. No. 23, To request conferees on House Bill No. 1 to bring in report.

Be it

Resolved by the House of Representatives, the Senate concurring, That the conferees of House Bill No. 1 be requested to bring in their report not later than 10 o'clock, Monday morning.

The resolution was read second time.

Mr. Duvall moved to table the resolution.

The motion to table prevailed.

HOUSE BILL NO. 89 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 89, A bill to be entitled "An Act amending Article 924, Penal Code, 1925, making it unlawful to use certain explosives or other things harmful to fish in any of the waters of this State; prohibiting the possession of explosives within three hundred yards of any lake or stream of this State; providing that permits may be issued for the use of explosives for construction or exploration purposes; providing a penalty, and declaring an emergency";

The bill having heretofore been read second time.

Mr. Aikin offered the following amendment to the bill:

Amend House Bill No. 89, by striking out the word "lime," wherever it appears.

On motion of Mr. Tillery, the amendment was tabled.

Mr. Van Zandt offered the following amendment to the bill:

Amend House Bill No. 89 by striking out all after the word "felony" in the last paragraph of Section 1, and substitute in lieu thereof the following: "and shall be confined in the penitentiary for not more than two (2) years, or shall be confined in jail for not more than 100 days, or shall be fined not more than \$200, or be punished by both such fine and imprisonment in jail."

Question—Shall the amendment by Mr. Van Zandt be adopted?

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 29, to the Committee on Conservation and Reclamation.

Senate Bill No. 31, to the Committee on Game and Fisheries.

Senate Bill No. 32, to the Committee on State Affairs.

HOUSE BILL NO. 100 ON SECOND READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 100, A bill to be entitled "An Act validating the organization

and bonds of water improvement districts which have been converted into water control and improvement districts and which have thereafter issued bonds voted before such conversion, validating such conversion, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 100 ON THIRD READING

Mr. Celaya moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 100 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adamson.	Hill.
Aikin.	Hodges.
Alexander.	Holekamp.
Alsup.	Holloway.
Anderson.	Hoskins.
Atchison.	Huddleston.
Baker.	Hunt.
Barrett.	Hunter.
Barron.	Hyder.
Bergman.	Jackson.
Bourne.	James.
Bradley.	Jefferson.
Burns.	Jones of Atascosa.
Butler.	Jones of Runnels.
Camp.	Jones of Shelby.
Canon.	Kayton.
Caven.	Kyle of Hays.
Celaya.	Kyle of Palo Pinto.
Chastain.	Laird.
Colson.	Lange.
Cowley.	Latham.
Crossley.	Leonard.
Davidson.	Lindsey.
Dean.	Long.
Devall.	Lotief.
Dunagan.	Mackay.
Duvall.	Magee.
Dwyer.	Mathis.
Engelhard.	McCullough.
Fain.	McGregor.
Fisher.	McKee.
Ford.	Merrit.
Fuchs.	Metcalfe.
Glass.	Mitcham.
Golson.	Moffett.
Good.	Moore.
Goodman.	Morrison.
Graves.	Morse.
Greathouse.	Munson.
Harman.	Nicholson.
Harris.	Palmer.
Harrison.	Patterson.
Head.	Pavlica.

Pope.	Shannon.
Puryear.	Shults.
Ramsey.	Stanfield.
Ratliff.	Steward.
Ray.	Stinson.
Reader.	Stovall.
Reed of Bowie.	Stubbsman.
Reed of Dallas.	Tarwater.
Renfro.	Tennyson.
Riddle.	Thomas.
Roark.	Townsend.
Roberts.	Turlington.
Rogers of Hunt.	Van Zandt.
Rogers	Vaughan.
of Ochiltree.	Wagstaff.
Rollins.	Walker.
Russell.	Weinert.
Savage.	Wells.
Scarborough.	Wood.
Scott.	Young.

Absent

Beck.	Hicks.
Calvert.	Holland.
Cathey.	Hughes.
Clayton.	Johnson
Coombes.	of Anderson.
Daniel.	Lemens.
Dunlap.	McDougald.
Griffith.	Parkhouse.
Hankamer.	Smith.
Hartzog.	Tillery.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

The Speaker then laid House Bill No. 100 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—118

Adamson.	Crossley.
Aikin.	Davidson.
Alexander.	Dean.
Alsup.	Devall.
Anderson.	Dunagan.
Atchison.	Duvall.
Baker.	Dwyer.
Barrett.	Engelhard.
Barron.	Fain.
Bergman.	Fisher.
Bourne.	Ford.
Bradley.	Fuchs.
Burns.	Glass.
Butler.	Golson.
Camp.	Good.
Canon.	Goodman.
Celaya.	Greathouse.
Chastain.	Griffith.
Colson.	Harris.
Cowley.	Harrison.

Hartzog.	Pope.
Head.	Puryear.
Hill.	Ramsey.
Hodges.	Ratliff.
Holekamp.	Ray.
Hoskins.	Reader.
Huddleston.	Reed of Bowie.
Hughes.	Reed of Dallas.
Hunt.	Renfro.
Hunter.	Riddle.
Hyder.	Roark.
Jackson.	Roberts.
James.	Rogers of Hunt.
Jefferson.	Rogers
Jones of Runnels.	of Ochiltree.
Jones of Shelby.	Rollins.
Kayton.	Russell.
Kyle of Hays.	Savage.
Kyle of Palo Pinto.	Scarborough.
Laird.	Scott.
Lange.	Shannon.
Latham.	Shults.
Leonard.	Stanfield.
Lindsey.	Steward.
Lotief.	Stinson.
Mackay.	Stovall.
Magee.	Stubbsman.
McCullough.	Tarwater.
McKee.	Tennyson.
Merritt.	Thomas.
Mitcham.	Townsend.
Moffett.	Turlington.
Moore.	Van Zandt.
Morrison.	Vaughan.
Morse.	Wagstaff.
Nicholson.	Walker.
Palmer.	Wells.
Parkhouse.	Wood.
Patterson.	Young.
Pavlica.	

Absent

Beck.	Johnson
Calvert.	of Anderson.
Cathey.	Jones of Atascosa.
Caven.	Lemens.
Clayton.	Long.
Coombes.	Mathis.
Daniel.	McDougald.
Dunlap.	McGregor.
Graves.	Metcalf.
Hankamer.	Munson.
Harman.	Smith.
Hicks.	Tillery.
Holland.	Weinert.
Holloway.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

RECESS

On motion of Mr. Metcalfe, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

EXPRESSING APPRECIATION OF SERVICE OF HON. HAROLD KAYTON

Mr. Riddle offered the following resolution:

Whereas, Out of grateful hearts we frequently pause to pay tribute to our fellowmen who have rendered valuable service to the public; and

Whereas, We have among our Members one whose tenure in the House of Representatives is being terminated by voluntary retirement after five (5) consecutive terms of valuable service; and

Whereas, The intellectual pursuit of exact knowledge has been his purpose and his efforts have redounded and inured to the benefit of the grateful public; therefore, be it

Resolved, That the House of Representatives express its sincere appreciation of the services of the Hon. Harold Kayton, and bid him Godspeed in whatever direction his efforts are bended.

RIDDLE,
DUVALL,
GOODMAN.

The resolution was read second time.

On motion of Mr. Scott, the names of all the Members of the House were added to the resolution, as signers thereof.

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Dwyer, Engelhard, Fain, Fisher, Ford, Fuchs, Glass, Golson, Good, Graves, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holkamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kyle of Palo Pinto, Kyle of Hays, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Roark, Roberts, Rogers of Ochiltree, Rogers of Hunt, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

The resolution was then adopted.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

BILL ORDERED NOT PRINTED

On motion of Mr. Hartzog, Senate Bill No. 31 was ordered not printed.

HOUSE BILL NO. 89 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being

H. B. No. 89, A bill to be entitled "An Act to make it unlawful to use certain explosives or other things harmful to fish in any of the waters of this State, etc.";

The bill having heretofore been read second time with amendment by Mr. Van Zandt, pending.

Mr. Vaughan offered the following substitute for the amendment by Mr. Van Zandt:

Amend House Bill No. 89 by striking out the last four lines on page 1, and inserting in lieu thereof the following:

"Anyone violating the provisions of this Act shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined in any sum not less than \$25, nor more than \$200, and confinement in the county jail of not less than thirty days nor more than ninety days, or by both such fine and imprisonment."

Mr. Tillery moved to table the substitute amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—45

Alsup.	Hunter.
Baker.	Hyder.
Bergman.	James.
Butler.	Jefferson.
Canon.	Jones of Shelby.
Colson.	Kyle of Palo Pinto.
Dean.	Lemens.
Devall.	Leonard.
Duvall.	Lotief.
Engelhard.	Metcalfe.
Fain.	Mitcham.
Glass.	Nicholson.
Head.	Ratliff.
Hicks.	Ray.
Hodges.	Reader.
Hoskins.	Reed of Dallas.

Renfro.
Roberts.
Rollins.
Scarborough.
Scott.
Smith.
Thomas.

Tillery.
Townsend.
Turlington.
Van Zandt.
Walker.
Young.

Nays—55

Adamson.	Jones of Runnels.
Aikin.	Kyle of Hays.
Alexander.	Latham.
Atchison.	Lindsey.
Barrett.	Mackay.
Barron.	Magee.
Beck.	Mathis.
Bourne.	McCullough.
Bradley.	Moore.
Cowley.	Morrison.
Crossley.	Parkhouse.
Dunlap.	Puryear.
Dunagan.	Reed of Bowie.
Golson.	Riddle.
Goodman.	Roark.
Hankamer.	Rogers
Harris.	of Ochiltree.
Harrison.	Savage.
Hartzog.	Shannon.
Hill.	Steward.
Holekamp.	Stinson.
Holland.	Stovall.
Holloway.	Tennyson.
Huddleston.	Vaughan.
Hughes.	Wagstaff.
Hunt.	Weinert.
Jackson.	Wells.
Jones of Atascosa.	Wood.

Present—Not Voting

Pavlica. Stubbeman.

Absent

Anderson.	Johnson
Burns.	of Anderson.
Calvert.	Kayton.
Camp.	Laird.
Cathey.	Lange.
Caven.	Long.
Celaya.	McDougald.
Chastain.	McGregor.
Clayton.	McKee.
Coombes.	Merritt.
Daniel.	Moffett.
Davidson.	Morse.
Dwyer.	Munson.
Fisher.	Palmer.
Ford.	Patterson.
Fuchs.	Pope.
Good.	Ramsey.
Graves.	Rogers of Hunt.
Greathouse.	Russell.
Griffith.	Shults.
Harman.	Stanfield.
	Tarwater.

Absent—Excused

Bedford. Johnson
Hester. of Dimmit.
Winningham.

Question recurring on the substitute amendment, it was adopted.

Question recurring on the amendment as substituted, it was adopted.

Mr. Van Zandt moved that further consideration of the bill be indefinitely postponed.

The motion prevailed.

HOUSE BILL NO. 30 WITH SENATE AMENDMENTS

Mr. Caven called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 30, A bill to be entitled "An Act authorizing cities having more than sixteen thousand inhabitants as shown by the last Federal Census, preceding such action, and containing a junior college within their corporate limits, to establish community centers consisting of all land and buildings or structures necessary therefor, including gymnasiums, auditoriums, natatoriums, and dormitories to furnish residence to teachers and students attending schools and college in any such city; authorizing such cities to issue bonds or notes to purchase, construct, or improve the properties and facilities comprising such community centers and to mortgage and encumber all such properties and facilities, the income therefrom, and everything pertaining thereto, to secure payment of such bonds or notes; providing that the gymnasium, auditorium, natatorium, and dormitory may be included in one or more buildings or structures, within the discretion of the governing body of such city; authorizing such cities to borrow money on the security of the properties and facilities comprising such community centers, and the income therefrom, and everything pertaining thereto, acquired or to be acquired, for the purpose of paying the purchase price and/or construction cost, and to issue bonds or notes to evidence the money so borrowed, which bonds or notes shall have the characteristics of negotiable instruments under the law merchant, maturing not to exceed thirty (30) years from date and bearing interest at a rate of not to exceed five (5) per cent; etc., and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Caven, the House concurred in the Senate amendments by the following vote:

Yeas—113

Adamson.	Lindsey.
Aikin.	Long.
Alexander.	Lotief.
Alsup.	Mackay.
Atchison.	Mathis.
Baker.	McCullough.
Barrett.	Merritt.
Barron.	Metcalfe.
Bergman.	Mitcham.
Bourne.	Moffett.
Bradley.	Morrison.
Butler.	Munson.
Camp.	Nicholson.
Canon.	Palmer.
Caven.	Parkhouse.
Chastain.	Patterson.
Colson.	Pavlica.
Cowley.	Pope.
Crossley.	Puryear.
Dean.	Ratliff.
Dunagan.	Ray.
Duvall.	Reader.
Engelhard.	Reed of Bowie.
Fain.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Riddle.
Golson.	Roark.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Graves.	Rogers
Hankamer.	of Ochiltree.
Harman.	Rollins.
Harris.	Russell.
Hartzog.	Savage.
Head.	Scarborough.
Hodges.	Scott.
Holekamp.	Shannon.
Holland.	Smith.
Holloway.	Stanfield.
Hoskins.	Steward.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunt.	Stubbeman.
Hunter.	Tarwater.
Hyder.	Tennyson.
Jackson.	Thomas.
James.	Tillery.
Jefferson.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Vaughan.
Kayton.	Wagstaff.
Kyle of Hays.	Walker.
Kyle of Palo Pinto.	Weinert.
Latham.	Wells.
Lemens.	Wood.
Leonard.	Young.

Present—Not Voting

Davidson.

Absent

Anderson.	Harrison.
Beck.	Hicks.
Burns.	Hill.
Calvert.	Johnson
Cathey.	of Anderson.
Celaya.	Laird.
Clayton.	Lange.
Coombes.	Magee.
Daniel.	McDougald.
Devall.	McGregor.
Dunlap.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Ramsey.
Greathouse.	Shults.
Griffith.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

HOUSE BILL NO. 95 ON SECOND READING

On motion of Mr. Palmer, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 95, A bill to be entitled "An Act authorizing the State Parks Board to locate, designate, and suitably mark the historic spots of Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Kayton offered the following amendment to the bill:

Amend House Bill No. 95, Section 1, by adding at the end of the section the following: "No expense shall be incurred by anyone in the name of the State of Texas for this project."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

House Bill No. 95 was then passed to engrossment.

HOUSE BILL NO. 95 ON THIRD READING

Mr. Palmer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 95 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Adamson.	Lemens.
Aikin.	Leonard.
Alexander.	Lindsey.
Alsup.	Long.
Atchison.	Lotief.
Baker.	Mackay.
Barrett.	Magee.
Barron.	Mathis.
Bergman.	McCullough.
Bourne.	Merritt.
Bradley.	Metcalf.
Burns.	Mitcham.
Butler.	Moffett.
Camp.	Moore.
Canon.	Morrison.
Chastain.	Munson.
Colson.	Nicholson.
Cowley.	Palmer.
Crossley.	Parkhouse.
Daniel.	Patterson.
Davidson.	Pavlica.
Dean.	Pope.
Dunlap.	Puryear.
Dunagan.	Ramsey.
Duvall.	Ratliff.
Dwyer.	Reader.
Engelhard.	Reed of Bowie.
Fain.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Riddle.
Golson.	Roark.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Hankamer.	Rogers
Harman.	of Ochiltree.
Harris.	Rollins.
Hartzog.	Russell.
Head.	Savage.
Hodges.	Scarborough.
Holekamp.	Scott.
Holland.	Smith.
Holloway.	Stanfield.
Hoskins.	Steward.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunt.	Stubbeman.
Hunter.	Tarwater.
Hyder.	Tennyson.
Jackson.	Thomas.
James.	Tillery.
Johnson	Townsend.
of Anderson.	Turlington.
Jones of Atascosa.	Van Zandt.
Jones of Runnels.	Vaughan.
Jones of Shelby.	Wagstaff.
Kayton.	Walker.
Kyle of Hays.	Weinert.
Kyle of Palo Pinto.	Wells.
Laird.	Wood.
Latham.	Young.

Absent

Anderson.	Cathey.
Beck.	Caven.
Calvert.	Celaya.

Clayton.	Hill.
Coombes.	Jefferson.
Devall.	Lange.
Fisher.	McDougald.
Ford.	McGregor.
Graves.	McKee.
Greathouse.	Morse.
Griffith.	Ray.
Harrison.	Shannon.
Hicks.	Shults.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

The Speaker then laid House Bill No. 95 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—111

Adamson.	Hunter.
Alexander.	Hyder.
Alsup.	Jackson.
Atchison.	James.
Baker.	Jefferson.
Barrett.	Johnson
Barron.	of Anderson.
Bergman.	Jones of Atascosa.
Bourne.	Jones of Runnels.
Bradley.	Jones of Shelby.
Burns.	Kayton.
Butler.	Kyle of Hays.
Canon.	Kyle of Palo Pinto.
Chastain.	Laird.
Colson.	Latham.
Cowley.	Lemens.
Crossley.	Long.
Daniel.	Lotief.
Davidson.	Mackay.
Dean.	Magee.
Devall.	Mathis.
Dunagan.	McCullough.
Duvall.	Merritt.
Dwyer.	Metcalfe.
Engelhard.	Mitcham.
Fain.	Moffett.
Fuchs.	Moore.
Glass.	Morrison.
Golson.	Munson.
Good.	Nicholson.
Hankamer.	Palmer.
Harman.	Parkhouse.
Harris.	Patterson.
Hartzog.	Pavlica.
Head.	Pope.
Hodges.	Puryear.
Holekamp.	Ramsey.
Holland.	Ratliff.
Holloway.	Ray.
Hoskins.	Reader.
Huddleston.	Reed of Bowie.
Hughes.	Reed of Dallas.
Hunt.	Renfro.

Riddle.	Stubbeman.
Roark.	Tarwater.
Roberts.	Tennyson.
Rogers of Hunt.	Thomas.
Rollins.	Tillery.
Russell.	Townsend.
Savage.	Turlington.
Scarborough.	Van Zandt.
Scott.	Wagstaff.
Stanfield.	Walker.
Steward.	Wells.
Stinson.	Wood.
Stovall.	Young.

Nays—3

Aikin.	Vaughan.
Lindsey.	

Absent

Anderson.	Harrison.
Beck.	Hicks.
Calvert.	Hill.
Camp.	Lange.
Cathey.	Leonard.
Caven.	McDougald.
Celaya.	McGregor.
Clayton.	McKee.
Coombes.	Morse.
Dunlap.	Rogers
Fisher.	of Ochiltree.
Ford.	Shannon.
Goodman.	Shults.
Graves.	Smith.
Greathouse.	Weinert.
Griffith.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following messages from the Governor:

Executive Office,
Austin, Texas, September 21, 1934.

To the Forty-third Legislature in
Third Called Session:

By request of Representative Dwyer, I submit for your consideration the attached bill, being "An Act to amend Section eleven (11) of the Acts of 1927, Fortieth Legislature, Regular Session, Chapter 22, page 26, House Bill No. 80, as amended by the Acts of 1933, Forty-third Legislature, Chapter 50, page 61, Special Laws, House Bill No. 435, so as to provide by this Act and as an amendment of said Act of the Forty-third Legislature, that the two judges of the County Courts at Law Nos. 1 and 2 of Bexar County, Texas, shall

not be required to furnish bonds, but shall each take the oath of office prescribed by the Constitution of Texas, and that certain fees shall be collected by the clerk of said courts and by him paid into the county treasury of Bexar County, Texas, and that the two judges of the County Courts at Law Nos. 1 and 2 of Bexar County, Texas, shall each receive an annual salary of five thousand dollars (\$5,000), and providing for the payment of said salaries; etc., and declaring an emergency."

By request of Representatives Dwyer, Nicholson, Celaya and others, I submit for your consideration the attached bill, being "An Act to amend Article 6078 of the 1925 Revised Statutes, dealing with public parks."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 21, 1934.

To the Forty-third Legislature in Third Called Session:

At the request of Representative McCullough, I submit, for your consideration, the attached bill, being "An Act providing for a jury wheel, and the selection of juries and drawing of venires by means thereof in all counties having a population of at least forty-five thousand, or having therein a city containing a population of at least twenty thousand, as shown by the preceding Federal Census, and amending Article 2094, as amended by Acts of the Forty-first Legislature (1929), Regular Session, Chapter 43, page 89, and Articles 2095, 2096, 2097, 2098, 2099, 2100, of Chapter 7, Title 42, of the Revised Civil Statutes of Texas; repealing Articles 2141, 2146, and 2150, of Chapter 7, Title 42, of the Revised Civil Statutes of Texas, in so far as same are applicable to counties having a population of at least forty-five thousand or having therein a city containing a population of at least twenty thousand, as shown by the preceding Federal Census; repealing Articles 593 and 595, of Chapter 2, Title 8, of the Revised Code of Criminal Procedure of Texas, in so far as said articles apply to said counties; and providing for penalties for the violation of any provision of this Act, and declaring an emergency."

By request, I submit, for your consideration, the attached bill, being "An Act to amend Chapter 6, Article 2092,

of the Revised Civil Statutes, pertaining to certain district court rules, practice and procedure thereunder; etc., and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 12, A bill to be entitled "An Act to extend the time for the payment of notes or obligations executed prior to November 1, 1901, by purchasers of school land for the unpaid balance of principal due the State thereon, such extensions to be for a period of ten years from and after the passage of this Act; and declaring an emergency."

S. B. No. 18, A bill to be entitled "An Act to prohibit the sale of barbituric acid or derivatives and compounds thereof under any copyrighted or chemical names, except to wholesale drug houses, chemical houses and dispensing pharmacies or practicing physicians; providing that the same may not be dispensed except by a practicing physician or retail pharmacy on prescriptions written by a legally qualified practicing physician; providing certain rules and regulations; prescribing a penalty for the violation of this Act; and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 18, to the Committee on Public Health.

MOTION TO ADJOURN

Mr. Scott moved that the House adjourn until 10 o'clock a. m., next Monday.

Mr. Long moved that the House adjourn until 10 o'clock a. m., tomorrow.

Question recurring on the motion by Mr. Long, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—6

Colson.	Metcalf.
Crossley.	Reed of Dallas.
Hunter.	Shannon.

Nays—112

Adamson.	Lindsey.
Aikin.	Long.
Alsup.	Lotief.
Atchison.	Mackay.
Baker.	Magee.
Barron.	Mathis.
Bergman.	McCullough.
Bourne.	McGregor.
Butler.	Merritt.
Camp.	Mitcham.
Canon.	Moffett.
Caven.	Moore.
Chastain.	Morrison.
Cowley.	Munson.
Davidson.	Nicholson.
Dean.	Palmer.
Devall.	Parkhouse.
Dunagan.	Patterson.
Duvall.	Pavlica.
Engelhard.	Pope.
Fain.	Puryear.
Fisher.	Ramsey.
Fuchs.	Ratliff.
Glass.	Ray.
Golson.	Reader.
Goodman.	Reed of Bowie.
Graves.	Renfro.
Greathouse.	Riddle.
Griffith.	Roark.
Hankamer.	Roberts.
Harman.	Rogers of Hunt.
Harris.	Rogers
Hartzog.	of O'hiltree.
Head.	Rollins.
Hodges.	Russell.
Holekamp.	Savage.
Holland.	Scarborough.
Holloway.	Scott.
Hoskins.	Shults.
Huddleston.	Smith.
Hughes.	Stanfield.
Hunt.	Steward.
Hyder.	Stinson.
Jackson.	Stovall.
James.	Stubbeman.
Jefferson.	Tarwater.
Jones of Atascosa.	Tennyson.
Jones of Runnels.	Thomas.
Kyle of Hays.	Tillery.
Kyle of Palo Pinto.	Townsend.
Laird.	Turlington.
Lange.	Vaughan.
Latham.	Wagstaff.
Lemens.	Walker.
Leonard.	Weinert.

Wells.
Wood.

Young.

Absent

Alexander.	Ford.
Anderson.	Good.
Barrett.	Harrison.
Beck.	Hicks.
Bradley.	Hill.
Burns.	Johnson
Calvert.	of Anderson.
Cathey.	Jones of Shelby.
Celaya.	Kayton.
Clayton.	McDougald.
Coombes.	McKee.
Daniel.	Morse.
Dunlap.	Van Zandt.
Dwyer.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Question recurring on the motion by Mr. Scott, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—38

Adamson.	Kyle of Palo Pinto.
Alsup.	Lemens.
Atchison.	Lotief.
Barrett.	Magee.
Barron.	McCullough.
Bergman.	Merritt.
Camp.	Metcalf.
Caven.	Parkhouse.
Cowley.	Ramsey.
Devall.	Reader.
Dunagan.	Riddle.
Duvall.	Roberts.
Engelhard.	Russell.
Hughes.	Scott.
Hunter.	Shults.
Hyder.	Van Zandt.
Jackson.	Vaughan.
Jefferson.	Wagstaff.
Jones of Runnels.	Young.

Nays—77

Aikin.	Glass.
Baker.	Golson.
Bourne.	Goodman.
Butler.	Graves.
Canon.	Greathouse.
Chastain.	Griffith.
Colson.	Hankamer.
Crossley.	Harman.
Davidson.	Harris.
Dean.	Hartzog.
Fain.	Head.
Fisher.	Hodges.
Fuchs.	Holekamp.

Holland.	Ray.
Holloway.	Reed of Bowie.
Hoskins.	Reed of Dallas.
Huddleston.	Renfro.
Hunt.	Roark.
James.	Rogers
Jones of Atascosa.	of Ochiltree.
Kyle of Hays.	Rollins.
Laird.	Savage.
Lange.	Scarborough.
Latham.	Shannon.
Leonard.	Smith.
Lindsey.	Stanfield.
Long.	Steward.
Mackay.	Stinson.
McGregor.	Stovall.
Mitcham.	Stubbeman.
Moffett.	Tarwater.
Moore.	Tennyson.
Munson.	Thomas.
Nicholson.	Tillery.
Palmer.	Townsend.
Pavlica.	Turlington.
Pope.	Walker.
Puryear.	Weinert.
Ratliff.	Wood.

Absent

Alexander.	Harrison.
Anderson.	Hicks.
Beck.	Hill.
Bradley.	Johnson
Burns.	of Anderson.
Calvert.	Jones of Shelby.
Cathey.	Kayton.
Celaya.	Mathis.
Clayton.	McDougald.
Coombes.	McKee.
Daniel.	Morrison.
Dunlap.	Morse.
Dwyer.	Patterson.
Ford.	Rogers of Hunt.
Good.	Wells.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

BILLS ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Hartzog, Senate Bill No. 31 was ordered not printed.

On motion of Mr. Reader, Senate Bill No. 18 was ordered not printed.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stubbeman:

H. B. No. 105, A bill to be entitled "An Act to provide for renewal and extension of oil and gas permit No. 11,752 on a portion of the Pecos River bed; providing for the placing of all income therefrom, and for all income from oil and gas development from river beds in Texas, in the Permanent School Fund, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Kyle of Palo Pinto:

H. B. No. 106, A bill to be entitled "An Act repealing Chapter 209, of the General Laws of Texas enacted by the Forty-third Legislature, Regular Session, 1933, and declaring an emergency."

Referred to Committee on Education.

By Mr. Burns:

H. B. No. 107, A bill to be entitled "An Act appropriating \$12,500 out of any funds of the State of Texas, not otherwise appropriated, to be used to pay additional expenses of publication of eight proposed amendments to the Constitution of Texas and for the subsequent holding of a general election at which said amendments are to be voted upon, said amount herein appropriated to be used as payment of any difference in the amount of the cost of the publication of said eight proposed amendments and holding of said election over and above the amounts of money already appropriated for said purposes; and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Dwyer:

H. B. No. 108, A bill to be entitled "An Act to amend Section Eleven (11), of the Acts of 1927, Fortieth Legislature, Regular Session, Chapter 22, Page 26, House Bill No. 80, as amended by the Acts of 1933, Forty-third Legislature, Chapter 50, Page 61, Special Laws, House Bill No. 435, so as to provide by this Act, and as an amendment of said Act of the Forty-third Legislature, that the two judges of the County Courts at Law Nos. 1 and 2, of Bexar County, Texas, shall not be required to furnish bonds; etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Dwyer, Mr. Nicholson, Mr. Celaya, Mr. Steward, Mr. Winningham, Mr. Colson, Mr. Tarwater, Mr. Holkamp, Mr. Mitcham, Mr. Bourne, Mr. Lange, Mr. Clayton, Mr. Walker, Mr. Glass, Mr. Turlington, Mr. Renfro, Mr. Crossley, Mr. Ford, Mr. Ray, Mr. Roberts, Mr. Ratliff, Mr. Jones of Shelby, Mr. Riddle, Mr. Townsend, Mr. Reader, Mr. Head, Mr. Rogers of Ochiltree, Mr. Engelhard, Mr. Mackay, Mr. Jones of Atascosa, Mr. Morse, Mr. Moore, Mr. Daniel, Mr. Aikin, Mr. Kyle of Palo Pinto, Mr. Alsup, Mr. Burns, Mr. Harman, Mr. Magee, Mr. Puryear, Mr. Hunt, Mr. Moffett, Mr. Greathouse, Mr. Dunagan, Mr. Latham, Mr. Russell, Mr. Metcalfe, Mr. McCullough, Mr. Hunter, Mr. Van Zandt, Mr. Jackson, Mr. Laird, Mr. Holland, Mr. Caven, Mr. Johnson of Anderson, Mr. Barron, Mr. Morrison, Mr. Graves, Mr. Canon, Mr. Alexander, Mr. Harris, Mr. Barrett, Mr. Rollins, Mr. Atchison, Mr. Pavlica, Mr. Holloway, Mr. Merritt, Mr. Scarborough, Mr. Scott, Mr. Stubbeman, Mr. Hyder, Mr. Wood, Mr. Adamson, Mr. Baker, Mr. Fisher, Mr. Camp, Mr. Thomas, Mr. Golson, Mr. Savage, Mr. Shannon, Mr. Goodman, Mr. Lindsey, Mr. Dunlap, Mr. McKee, Mr. Good, Mr. Coombes, Mr. Roark, Mr. James, Mr. Mathis, Mr. Weinert, Mr. Wells (by request), Mr. Munson, Mr. Long, Mr. Rogers of Hunt, Mr. Stinson, Mr. Hicks, Mr. Reed of Dallas, Mr. Ramsey, and Mr. Griffith:

H. B. No. 109, A bill to be entitled "An Act to amend Article 6078, of the 1925 Revised Statutes, dealing with public works; etc."

Referred to Committee on State Affairs.

By Mr. Harman:

H. B. No. 110, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000), or so much thereof as may be necessary, out of the General Revenue Fund of the State of Texas, to pay the contingent expenses of the Third Called Session of the Forty-third Legislature of the State of Texas, and any other amounts and any other expense unpaid by the Second Called Session of the Forty-third Legislature, and providing how accounts may be approved, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Reed of Dallas, Mr. Savage, Mr. Coombes, Mr. Stinson, Mrs. Hughes, and Mr. Parkhouse:

H. B. No. 111, A bill to be entitled "An Act to amend Chapter 6, Article 2092, of the Revised Civil Statutes, pertaining to certain district court rules, practice and procedure thereunder, by adding to said Article Subdivision 18-a, Sections 1 and 2, and inserting same between Divisions 18 and 19, and for the appointment of an assignment clerk to serve under the presiding judge in setting and disposing of civil cases on the general jury docket; fixing the duties and salary of such assignment clerk and providing a method of payment, term of office, and dismissal thereof, and declaring an emergency."

Referred to Committee on Judiciary.

HOUSE BILL NO. 110 ON SECOND READING

On motion of Mr. Harman, House Bill No. 110 was ordered not printed.

Mr. Harman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 110 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108

Adamson.	Goodman.
Aikin.	Graves.
Alexander.	Greathouse.
Alsup.	Griffith.
Atchison.	Hankamer.
Barrett.	Harman.
Barron.	Harris.
Bergman.	Head.
Bourne.	Hodges.
Burns.	Holland.
Canon.	Holloway.
Caven.	Hoskins.
Chastain.	Hughes.
Cowley.	Hunt.
Crossley.	Hunter.
Davidson.	Hyder.
Dean.	Jackson.
Devall.	James.
Dunagan.	Jefferson.
Duvall.	Jones of Atascosa.
Engelhard.	Jones of Runnels.
Fain.	Jones of Shelby.
Fisher.	Kayton.
Fuchs.	Kyle of Hays.
Glass.	Kyle of Palo Pinto.
Golson.	Lange.
Good.	Latham.

Lemens.	Rollins.
Lindsey.	Russell.
Long.	Savage.
Magee.	Scarborough.
McCullough.	Scott.
McGregor.	Shannon.
Merritt.	Shults.
Metcalfe.	Smith.
Mitcham.	Stanfield.
Moffett.	Steward.
Moore.	Stinson.
Munson.	Stovall.
Nicholson.	Stubbeman.
Patterson.	Tarwater.
Pavlica.	Tennyson.
Puryear.	Thomas.
Ramsey.	Tillery.
Ratliff.	Townsend.
Ray.	Turlington.
Reader.	Van Zandt.
Reed of Bowie.	Vaughan.
Reed of Dallas.	Wagstaff.
Renfro.	Walker.
Roark.	Weinert.
Roberts.	Wells.
Rogers of Hunt.	Wood.
Rogers	Young.
of Ochiltree.	

Nays—1

Lotief.

Present—Not Voting

Mathis.

Absent

Anderson.	Hicks.
Baker.	Hill.
Beck.	Holekamp.
Bradley.	Huddleston.
Butler.	Johnson
Calvert.	of Anderson.
Camp.	Laird.
Cathey.	Leonard.
Celaya.	Mackay.
Clayton.	McDougald.
Colson.	McKee.
Coombes.	Morrison.
Daniel.	Morse.
Dunlap.	Palmer.
Dwyer.	Parkhouse.
Ford.	Pope.
Harrison.	Riddle.
Hartzog.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 110, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars

(\$50,000), or so much thereof as may be necessary, out of the General Revenue Fund of the State of Texas, to pay the contingent expenses of the Third Called Session of the Forty-third Legislature of the State of Texas, and any other amounts and any other expense unpaid by the Second Called Session of the Forty-third Legislature, and providing how accounts may be approved, and declaring an emergency."

The Speaker laid the bill before the House; it was read second time, and was passed to engrossment.

HOUSE BILL NO. 110 ON THIRD READING

The Speaker laid House Bill No. 110 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—118

Adamson.	Holland.
Aikin.	Holloway.
Alexander.	Hoskins.
Alsup.	Huddleston.
Atchison.	Hughes.
Barrett.	Hunt.
Barron.	Hunter.
Bergman.	Hyder.
Bourne.	Jackson.
Butler.	Jefferson.
Canon.	Johnson
Caven.	of Anderson.
Chastain.	Jones of Atascosa.
Colson.	Jones of Runnels.
Cowley.	Jones of Shelby.
Crossley.	Kayton.
Davidson.	Kyle of Hays.
Dean.	Kyle of Palo Pinto.
Devall.	Latham.
Dunagan.	Lemens.
Duvall.	Lindsey.
Engelhard.	Long.
Fain.	Lotief.
Fisher.	Mackay.
Fuchs.	Magee.
Glass.	Mathis.
Golson.	McCullough.
Good.	McGregor.
Goodman.	McKee.
Graves.	Merritt.
Greathouse.	Metcalfe.
Griffith.	Mitcham.
Hankamer.	Moffett.
Harman.	Moore.
Harris.	Morrison.
Harrison.	Munson.
Hartzog.	Nicholson.
Head.	Palmer.
Hodges.	Parkhouse.
Holekamp.	Patterson.

Pavlica.	Shults.
Pope.	Smith.
Puryear.	Stanfield.
Ramsey.	Steward.
Ratliff.	Stinson.
Ray.	Stovall.
Reader.	Stubbeman.
Reed of Bowie.	Tarwater.
Reed of Dallas.	Tennyson.
Renfro.	Thomas.
Roark.	Tillery.
Roberts.	Turlington.
Rogers of Hunt.	Van Zandt.
Rogers	Vaughan.
of Ochiltree.	Wagstaff.
Rollins.	Walker.
Russell.	Weinert.
Savage.	Wells.
Scarborough.	Wood.
Scott.	Young.

Absent

Anderson.	Dwyer.
Baker.	Ford.
Beck.	Hicks.
Bradley.	Hill.
Burns.	James.
Calvert.	Laird.
Camp.	Lange.
Cathey.	Leonard.
Celaya.	McDougald.
Clayton.	Morse.
Coombes.	Riddle.
Daniel.	Shannon.
Dunlap.	Townsend.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

BILLS ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Patterson, Senate Bill No. 29 was ordered not printed.

On motion of Mr. Pope, House Bill No. 103 was ordered not printed.

SENATE BILL NO. 10 ON FINAL PASSAGE

The Speaker laid before the House, as a special order for this hour, on its final passage,

S. B. No. 10, A bill to be entitled "An Act validating all concurrent resolutions adopted at previous sessions of the Legislature granting to persons, firms, or corporations, permission to sue the State of Texas in any of its courts upon claims against the State, providing that same shall be effective, both as to suits already

filed and pending, and as to suits hereafter filed by authority of said concurrent resolution, providing that nothing therein shall operate to create any cause of action against the State, and declaring an emergency";

The bill having heretofore been read third time.

Senate Bill No. 10 was then passed by the following vote:

Yeas—86

Adamson.	Long.
Atchison.	Mackay.
Bergman.	Magee.
Bourne.	Mathis.
Chastain.	McCullough.
Colson.	McGregor.
Cowley.	Merritt.
Davidson.	Mitcham.
Devall.	Moffett.
Dunagan.	Moore.
Dwyer.	Morrison.
Engelhard.	Munson.
Fain.	Nicholson.
Fisher.	Palmer.
Fuchs.	Parkhouse.
Glass.	Patterson.
Good.	Ramsey.
Goodman.	Ray.
Griffith.	Reader.
Hankamer.	Reed of Bowie.
Hartzog.	Reed of Dallas.
Head.	Renfro.
Hill.	Rogers
Holekamp.	of Ochiltree.
Holland.	Rollins.
Holloway.	Russell.
Hoskins.	Savage.
Huddleston.	Scarborough.
Hughes.	Shannon.
Hunt.	Shults.
Hunter.	Smith.
Hyder.	Stanfield.
James.	Steward.
Johnson	Stinson.
of Anderson.	Tarwater.
Jones of Runnels.	Thomas.
Kayton.	Townsend.
Kyle of Hays.	Turlington.
Kyle of Palo Pinto.	Wagstaff.
Laird.	Walker.
Lange.	Weinert.
Latham.	Wells.
Lemens.	Wood.
Leonard.	Young.

Nays—18

Aikin.	Metcalfe.
Alsup.	Puryear.
Butler.	Rogers of Hunt.
Canon.	Roark.
Crossley.	Scott.
Graves.	Stovall.
Harris.	Tennyson.
Lindsey.	Van Zandt.
Lotief.	Vaughan.

Absent

Alexander.	Golson.
Anderson.	Greathouse.
Baker.	Harman.
Barrett.	Harrison.
Barron.	Hicks.
Beck.	Hodges.
Bradley.	Jackson.
Burns.	Jefferson.
Calvert.	Jones of Atascosa.
Camp.	Jones of Shelby.
Cathey.	McDougald.
Caven.	McKee.
Celaya.	Morse.
Clayton.	Pavlica.
Coombes.	Pope.
Daniel.	Ratliff.
Dean.	Riddle.
Dunlap.	Roberts.
Duvall.	Stubbeman.
Ford.	Tillery.

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

RELATIVE TO AUTHORIZING AN INVESTIGATION OF CONSERVATION LAWS

The Speaker laid before the House, for consideration at this time, resolution heretofore offered by Mr. Scarborough and others, relative to making an investigation of the enforcement of the Conservation and Protraction Laws of Texas, the resolution having heretofore been read second time.

Mr. Turlington offered as a substitute, a resolution printed in the House Journal on Wednesday, September 19.

Mr. Dwyer raised the following point of order:

I make the point of order that the time for consideration of resolutions has expired, and that Senate Bill No. 3 is pending business, and no other matters can be considered until said bill is disposed of.

The Speaker overruled the point of order.

Mr. Lindsey moved that the resolution be laid on the table subject to call.

Yeas and nays were demanded, and the motion of Mr. Lindsey was lost by the following vote:

Yeas—48

Adamson.	Aikin.
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Alexander.	Pavlica.
Alsup.	Pope.
Bergman.	Ratliff.
Chastain.	Ray.
Colson.	Reed of Bowie.
Crossley.	Reed of Dallas.
Fain.	Renfro.
Glass.	Roark.
Golson.	Rogers
Goodman.	of Ochiltree.
Graves.	Savage.
Griffith.	Shults.
Harris.	Stanfield.
Head.	Steward.
Hunter.	Stovall.
Jones of Runnels.	Tennyson.
Laird.	Thomas.
Latham.	Turlington.
Lindsey.	Van Zandt.
Long.	Vaughan.
Magee.	Walker.
Moffett.	Wells.
Moore.	Wood.
Munson.	

Nays—70

Atchison.	Jones of Atascosa.
Baker.	Jones of Shelby.
Barrett.	Kayton.
Barron.	Kyle of Hays.
Bourne.	Kyle of Palo Pinto.
Bradley.	Lemens.
Butler.	Leonard.
Canon.	Mackay.
Caven.	Mathis.
Clayton.	McCullough.
Cowley.	McKee.
Davidson.	Merritt.
Dean.	Metcalfe.
Devall.	Mitcham.
Dunagan.	Palmer.
Duvall.	Parkhouse.
Dwyer.	Patterson.
Engelhard.	Puryear.
Fuchs.	Ramsey.
Good.	Reader.
Greathouse.	Roberts.
Hankamer.	Rogers of Hunt.
Harrison.	Rollins.
Hartzog.	Russell.
Hill.	Scarborough.
Hodges.	Scott.
Holekamp.	Shannon.
Holloway.	Smith.
Hoskins.	Stinson.
Huddleston.	Stubbeman.
Hunt.	Tarwater.
Hyder.	Townsend.
Jackson.	Wagstaff.
James.	Weinert.
Jefferson.	Young.

Absent

Anderson.	Camp.
Beck.	Cathey.
Burns.	Celaya.
Calvert.	Coombes.

Daniel.	Lange.
Dunlap.	Lotief.
Fisher.	McDougald.
Ford.	McGregor.
Harman.	Morrison.
Hicks.	Morse.
Holland.	Nicholson.
Hughes.	Riddle.
Johnson	Tillery.
of Anderson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Mr. Graves moved that further consideration of the resolution be postponed until 2 o'clock p. m., next Tuesday.

Mr. Scott moved to table the motion to postpone the resolution.

The motion to table prevailed.

(Mr. Rogers of Ochiltree in the Chair.)

Mr. Turlington offered the following amendment to the substitute resolution:

Amend substitute House Simple Resolution No. 30, by adding a new sentence after the word, "session" on the last line of page 1, to read as follows:

"The committee may wait until the second week of the Regular Session of the Forty-fourth Legislature to file its report."

The amendment was adopted.

(Speaker in the Chair.)

Mr. Turlington offered the following amendment to the resolution:

Amend substitute House Simple Resolution No. 30, paragraph No. 3, by striking out the following on lines 10, 11, 12, 13, and 14 of this paragraph: "and shall continue its sessions and investigations as may be determined by a majority vote of the committee until its work has been completed but it shall conclude its investigations and make a report to the Legislature not later than the end of the second week of the Regular Session of the Forty-fourth Legislature."

The amendment was adopted.

Mr. Scarborough offered the following amendment to the resolution by Mr. Turlington:

Amend substitute to House Simple Resolution No. 30, by striking out all after "Legislature," in Section No. 3,

lines 30, 31, and 32, through "session," in line 33.

SCARBOROUGH,
DUNAGAN.

Question—Shall the amendment by Mr. Scarborough and Mr. Dunagan be adopted?

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 36, A bill to be entitled "An Act to amend Chapter 6, Article 2092, of the Revised Civil Statutes pertaining to certain district court rules, practice, and procedure thereunder, by adding to said Article Subdivision 18-a, Sections 1 and 2, and inserting same between Divisions 18 and 19, and for the appointment of an assignment clerk to serve under the presiding judge in setting and disposing of civil cases on the general jury docket; fixing the duties and salary of such assignment clerk and providing a method of payment, term of office, and dismissal thereof, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time and referred to the appropriate committee, as follows:

Senate Bill No. 36, to the Committee on Judiciary.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 10, "An Act validating all concurrent resolutions adopted at previous sessions of the Legislature granting to persons, firms, or corporations, permission to sue the State of Texas to any of its courts upon claims against the State, providing that same shall be effective,

both as to suits already filed and pending, and as to suits hereafter filed by authority of said concurrent resolution, providing that nothing therein shall operate to create any cause of action against the State, and declaring an emergency."

H. B. No. 12, "An Act to extend the time for the payment of notes or obligations executed prior to November 1, 1901, by purchasers of school land for the unpaid balance of principal due the State thereon, such extensions to be for a period of ten years from and after the passage of this Act; and declaring an emergency."

H. C. R. No. 16, Requesting Federal Relief Agency to co-operate with Texas Relief Agency.

BILL ORDERED NOT PRINTED

On motion of Mr. Dwyer, by unanimous consent, House Bill No. 108 was ordered not printed.

ADJOURNMENT

Mr. Vaughan moved that the House adjourn until 10 o'clock a. m., tomorrow.

Mr. Parkhouse moved that the House adjourn until 10 o'clock a. m., next Monday.

Mr. Metcalfe moved that the House adjourn until 9:45 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. Vaughan, it was lost by the following vote:

Yeas—53

Baker.	Hunt.
Bourne.	Jackson.
Burns.	Johnson
Chastain.	of Anderson.
Clayton.	Jones of Atascosa.
Crossley.	Jones of Runnels.
Daniel.	Jones of Shelby.
Davidson.	Latham.
Dean.	Lemens.
Dwyer.	Leonard.
Fuchs.	Lindsey.
Glass.	Long.
Golson.	Mackay.
Goodman.	Magee.
Graves.	Mathis.
Greathouse.	Mitcham.
Harman.	Morrison.
Hartzog.	Munson.
Hodges.	Pavlica.
Holland.	Pope.
Huddleston.	Ratliff.

Ray.
Reed of Bowie.
Reed of Dallas.
Renfro.
Rogers
of Ochiltree.
Savage.

Shannon.
Stovall.
Stubbeman.
Tillery.
Weinert.
Wood.

Nays—70

Adamson.
Aikin.
Alexander.
Alsup.
Atchison.
Barrett.
Barron.
Bergman.
Butler.
Camp.
Canon.
Caven.
Colson.
Cowley.
Devall.
Dunagan.
Duvall.
Engelhard.
Fain.
Good.
Griffith.
Hankamer.
Harris.
Harrison.
Head.
Hicks.
Hill.
Holekamp.
Holloway.
Hoskins.
Hughes.
Hunter.
Hyder.
James.
Kyle of Hays.

Kyle of Palo Pinto.
Lotief.
McCullough.
McKee.
Merritt.
Metcalfe.
Moffett.
Moore.
Nicholson.
Parkhouse.
Patterson.
Purveyar.
Reader.
Roark.
Roberts.
Rogers of Hunt.
Rollins.
Russell.
Scarborough.
Scott.
Shults.
Smith.
Stanfield.
Steward.
Stinson.
Tarwater.
Tennyson.
Thomas.
Turlington.
Van Zandt.
Vaughan.
Wagstaff.
Walker.
Wells.
Young.

Absent

Anderson.	Kayton.
Beck.	Laird.
Bradley.	Lange.
Calvert.	McDougald.
Cathey.	McGregor.
Celaya.	Morse.
Coombes.	Palmer.
Dunlap.	Ramsey.
Fisher.	Riddle.
Ford.	Townsend.
Jefferson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Question next recurring on the motion by Mr. Parkhouse, it was lost by the following vote:

Yeas—46

Adamson.	Kyle of Palo Pinto.
Alsup.	Lange.
Barrett.	Lemens.
Barron.	Lotief.
Bergman.	Magee.
Burns.	McCullough.
Caven.	Merritt.
Colson.	Metcalf.
Cowley.	Moore.
Crossley.	Parkhouse.
Devall.	Patterson.
Dunagan.	Puryear.
Duvall.	Roberts.
Good.	Russell.
Harris.	Scott.
Harrison.	Shults.
Hicks.	Smith.
Hill.	Thomas.
Holloway.	Turlington.
Hughes.	Van Zandt.
Hunter.	Vaughan.
Hyder.	Wagstaff.
James.	Wells.

Nays—76

Aikin.	Lindsey.
Alexander.	Long.
Atchison.	Mackay.
Baker.	Mathis.
Bourne.	McKee.
Butler.	Mitcham.
Camp.	Moffett.
Canon.	Morrison.
Chastain.	Munson.
Clayton.	Nicholson.
Davidson.	Pavlica.
Dean.	Pope.
Dwyer.	Ratliff.
Fain.	Ray.
Fuchs.	Reader.
Glass.	Reed of Bowie.
Golson.	Reed of Dallas.
Goodman.	Renfro.
Graves.	Roark.
Greathouse.	Rogers of Hunt.
Griffith.	Rogers
Hankamer.	of Ochiltree.
Harman.	Rollins.
Hartzog.	Savage.
Head.	Scarborough.
Hodges.	Shannon.
Holekamp.	Stanfield.
Holland.	Steward.
Hoskins.	Stinson.
Huddleston.	Stovall.
Hunt.	Stubbeman.
Johnson	Tarwater.
of Anderson.	Tennyson.
Jones of Atascosa.	Tillery.
Jones of Runnels.	Townsend.
Jones of Shelby.	Walker.
Kyle of Hays.	Weinert.
Latham.	Wood.
Leonard.	Young.

Present—Not Voting

Jackson.

Absent

Anderson.	Ford.
Beck.	Jefferson.
Bradley.	Kayton.
Calvert.	Laird.
Cathey.	McDougald.
Celaya.	McGregor.
Coombes.	Morse.
Daniel.	Palmer.
Dunlap.	Ramsey.
Engelhard.	Riddle.
Fisher.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

Question recurring on the motion by Mr. Metcalfe, it prevailed by the following vote:

Yeas—61

Adamson.	Lange.
Alsup.	Latham.
Barron.	Lindsey.
Bourne.	Long.
Burns.	Mackay.
Camp.	Magee.
Colson.	Merritt.
Crossley.	Metcalf.
Daniel.	Mitcham.
Davidson.	Morrison.
Engelhard.	Munson.
Fuchs.	Parkhouse.
Glass.	Pavlica.
Good.	Ratliff.
Goodman.	Ray.
Graves.	Reed of Bowie.
Harman.	Reed of Dallas.
Hartzog.	Renfro.
Hill.	Rogers
Hodges.	of Ochiltree.
Holland.	Russell.
Holloway.	Scott.
Hughes.	Shannon.
Hunt.	Smith.
Hunter.	Stovall.
Jackson.	Stubbeman.
Jefferson.	Thomas.
Johnson	Turlington.
of Anderson.	Van Zandt.
Jones of Atascosa.	Vaughan.
Jones of Runnels.	Wood.
Jones of Shelby.	

Nays—58

Aikin.	Bergman.
Alexander.	Butler.
Atchison.	Canon.
Baker.	Caven.
Barrett.	Clayton.

Dean.	Moore.
Devall.	Patterson.
Dunagan.	Pope.
Duvall.	Puryear.
Dwyer.	Reader.
Fain.	Roark.
Greathouse.	Roberts.
Griffith.	Rogers of Hunt.
Hankamer.	Rollins.
Harris.	Savage.
Head.	Scarborough.
Hicks.	Shults.
Holekamp.	Stanfield.
Hoskins.	Steward.
Huddleston.	Stinson.
Hyder.	Tarwater.
James.	Tennyson.
Kyle of Hays.	Tillery.
Kyle of Palo Pinto.	Townsend.
Leonard.	Wagstaff.
Lotief.	Walker.
McCullough.	Weinert.
McKee.	Wells.
Moffett.	Young.

Absent

Anderson.	Harrison.
Beck.	Kayton.
Bradley.	Laird.
Calvert.	Lemens.
Cathey.	Mathis.
Celaya.	McDougald.
Chastain.	McGregor.
Coombes.	Morse.
Cowley.	Nicholson.
Dunlap.	Palmer.
Fisher.	Ramsey.
Ford.	Riddle.
Golson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Winningham.

The House, accordingly, at 4:40 o'clock p. m., adjourned until 9:45 o'clock a. m., tomorrow.

APPENDIX

REPORTS OF THE COMMITTEE
ON ENGROSSED BILLS

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 92, A bill to be entitled
"An Act amending Article 3286, of
the Revised Civil Statutes of 1925,

both of said Articles relating to
escheated estates, by providing that
all escheated lands shall become a
part of the Permanent School Fund
of Texas; providing for lease or sale
of said lands and the terms thereof,
by the Commissioner of the General
Land Office; limiting the time for
filing suits for recovery of said
escheated property from the State to
four years, and declaring an emer-
gency,"

Has carefully compared same, and
finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 80, A bill to be entitled
"An Act authorizing Mrs. C. C.
Hannis, a widow, to sue the State of
Texas and/or the State Highway
Commission in its official capacity, on
account of damages to the tract of
land in Stonewall County, Texas, fix-
ing the venue of such suit and pro-
viding for the issuance and service of
process therein, and declaring an
emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 82, A bill to be entitled
"An Act amending Article 3902, of
the Revised Civil Statutes of 1925, as
amended by Chapter 220, Acts of the
Regular Session of the Forty-third
Legislature, and as amended by Chap-
ter 59, of the Second Called Session
of the Forty-third Legislature; pro-
viding for salaries that may be paid
to certain assistants to certain officers
in certain counties; and amending
Article 3886, of Revised Civil Statutes
of 1925, as amended by Chapter 20,
Acts of Regular Session of Forty-first
Legislature, Fourth Called Session,
and as amended by Chapter 110, Acts
of Forty-third Legislature, First
Called Session, and as amended by
Chapter 49, Acts of Forty-third

Legislature, First Called Session, and as amended by Chapter 18, Acts of Forty-third Legislature, Second Called Session, and as amended by Chapter 40, Acts of Forty-third Legislature, First Called Session; providing for the appointment and compensation of stenographers and investigators in the district attorney's office or criminal district attorney's office in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 78, A bill to be entitled "An Act to repeal an Act of the Forty-third Legislature, Regular Session, 1933, being House Bill No. 557, providing for a closed season on quail in Archer County, and declaring an emergency,"

Has carefully compared same, and find its correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 77, A bill to be entitled "An Act granting W. J. Harris, of Mineral Wells, Palo Pinto County, Texas, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Travis County, Texas, for damages to automobiles and injuries to W. J. Harris; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 60, A bill to be entitled "An Act amending Chapter 101, of the Special Laws of the Regular Session of the Forty-third Legislature,

as amended by Chapter 54 of the General and Special Laws of the First Called Session of the Forty-third Legislature, prohibiting the taking, killing or possession of wild fox for the purpose of barter or sale, and prohibiting the use of steel traps for taking fur-bearing animals in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 11, A bill to be entitled "An Act granting Sam Tobolowsky and James A. Gripeotis permission to bring suit against the State of Texas and State Highway Department, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 94, A bill to be entitled "An Act for the purpose of opening the waters of Espiritu Santo Bay, in Calhoun County, Texas, for shrimp trawling during the months of September, October, November, and December of each year; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 93, A bill to be entitled "An Act granting to Miss Maude Reichaw permission to bring suit against the State of Texas and the State Highway Department as in other civil cases, and creating an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 85, A bill to be entitled "An Act providing for an open season on squirrels in Tyler County, providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 91, A bill to be entitled "An Act authorizing municipalities, political subdivisions, and taxing districts to proceed under the provisions of Federal bankruptcy laws enacted for the relief of such municipalities, political subdivisions and taxing districts, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 98, A bill to be entitled "An Act fixing the compensation for county commissioners in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 75, A bill to be entitled "An Act relating to the duties of the county board of trustees of public schools of this State, in all counties having an area of not more than 900

square miles and not less than 875 square miles and a population of not less than 8,500 and not more than 8,650 inhabitants, according to the last preceding Federal Census, authorizing them to condemn land for school purposes; to subdivide their respective counties into convenient school districts; to increase or reduce the area of independent and common school districts; create additional districts; consolidate two or more adjacent districts; subdivide any districts; revise or rearrange the boundaries of any district; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 84, A bill to be entitled "An Act to amend Article 4368, of the Revised Civil Statutes of Texas of 1925, relating to the official bond of the State Treasurer, and providing that the State Treasurer shall enter into such bond as may be required by an Act of Congress to protect any Federal funds which shall have been received or which may hereafter be received by the State of Texas and deposited with the State Treasurer; providing that such special bond shall be in addition to the regular statutory official bond, and shall be a separate and distinct special bond and obligation; providing the method of payment for such bond, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 39, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than thirty thousand, two hundred ninety (30,290) nor more than thirty thousand, three hundred ninety (30,390) inhabitants, according to the last

preceding United States Census, and prescribing how same shall be paid; providing that such shall be the salary of said commissioners so long as the taxable values in the county shall exceed the sum of eleven million five hundred eleven thousand seven hundred fifty dollars (\$11,511,750) for the next preceding year; fixing said salary when said taxable values are less than said sum, and declaring an emergency."

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 43, A bill to be entitled "An Act to validate the organization and creation of all county line consolidated independent school districts, county line rural high school districts and/or consolidated common school districts, whether created by the vote of the people, or by the county boards of trustees, or commissioners court or by judgments of district courts, where such county line consolidated independent school districts, county line rural high school districts and consolidated common school districts are formed by the consolidation of districts or parts of districts lying in three adjoining counties; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 100, A bill to be entitled "An Act validating the organization and bonds of water improvement districts which have been converted into water control and improvement districts and which have thereafter issued bonds voted before such conversion, validating such conversion, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 110, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000), or so much thereof as may be necessary, out of the General Revenue of the State of Texas, to pay the contingent expenses of the Third Called Session of the Forty-third Legislature of the State of Texas, and any other amounts and any other expense unpaid by the Second Called Session of the Legislature; providing how accounts may be approved, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 95, A bill to be entitled "An Act authorizing the State Parks Board to locate, designate, and suitably mark the historic spots of Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 32, "An Act defining 'oleomargarine' and other terms used in this Act; imposing a tax of ten (10) cents per pound on certain oleomargarines; prescribing the method for collecting said tax; providing for the keeping and furnishing of records, certificates, and reports; providing and regulating the manner of shipment and delivery of oleomargarine; fixing liability for taxes; au-

thorizing the State Comptroller to enforce the provisions of this Act, to collect the taxes levied hereunder, and to prescribe and promulgate rules and regulations looking to the enforcement of this Act; providing for the disposition of taxes levied and collected hereunder; requiring certain information to be shown on packages, containers, and wrappers of oleomargarine; providing for forfeitures and penalties for violations of Act; providing that if any of the provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 38, "An Act providing the open season for taking squirrels in Nacogdoches County; providing suitable penalty for violation of this Act, and repealing all laws in so far as they may be in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 40, "An Act declaring it unlawful to take, hunt or pursue deer or turkey in Nacogdoches County for five (5) years after the passage of this Act; providing a penalty for violation; repealing all laws in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 49, "An Act making an

appropriation for the salary of either a special investigator, or an assistant district attorney for the Forty-ninth Judicial District of Texas, said appropriation to be in lieu of that made by the Regular Session of the Forty-third Legislature for an assistant district attorney for said district, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 58, "An Act relating to any city which has not less than eight thousand seven hundred (8,700) nor more than eight thousand eight hundred (8,800) inhabitants as shown by the Federal Census last preceding the action herein authorized; providing that the governing body of any such city, in making up the annual appropriation of the income and revenue of any waterworks system, electric light plant or system, sewer system, or other public utility system, service or enterprise, now or hereafter owned and operated by any such city, shall first provide for maintenance and operating expenses of such system, service or enterprise, shall then provide for payment of principal and interest of any indebtedness outstanding against such system, service or enterprise, and may then make such appropriations as remaining income and revenue of such system, service or enterprise may justify, to be appropriated among respective departments of the municipal government, or otherwise appropriated for public uses, as such governing body may deem best; providing that nothing herein shall restrict the power and authority of any such city to issue bonds, notes or warrants payable from revenues other than taxation, for the purposes, in the manner and under the restrictions and limitations provided in Articles 1111 to 1118, both inclusive, Revised Civil Statutes of 1925, as such articles now exist or may hereafter be amended; providing that all the provisions of said articles shall apply to and govern such city and the governing authorities thereof, except as herein otherwise provided, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 47, "An Act making appropriations to cover deficiencies in appropriations heretofore made for transcript fees for court reporters as provided by law for the fiscal years ending August 31, 1934, and 1935, and for the purchase of a boiler and the drilling and equipment of two (2) water wells at the Texas Technological College at Lubbock, Texas, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 63, "An Act amending Section 3, of Chapter 67, Acts of the First Called Session of the Forty-third Legislature, same being Senate Bill No. 52, and as amended by Chapter 29, Acts of the Second Called Session of the Forty-third Legislature, same being House Bill No. 79, so as to provide the method of prorating the funds provided in said chapter, fixing date for filing claims under said appropriation; providing that claims arising thereunder shall not be negotiable or assignable; providing that no commissions or fees shall be paid for presenting and/or prosecuting said claims; declaring it to be the intention of this Act to reimburse growers for expenses incurred in sterilizing cotton seed and fumigating cotton where same is produced in Texas, whether ginned in this State or some other, if said expense was charged by reason of the Texas regulatory laws in such cases; providing that when any claim is paid only in its proportionate part, said claim shall be receipted for in full, and no further payment made by the State on said claim, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 20, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 67, "An Act authorizing cities of more than one thousand (1,000) population on the coast of Texas, or any bay, inlet, and in which commercial fishing and shrimping is an established industry to build or purchase municipal fish markets, and to borrow money therefor, evidencing such indebtedness by the issuance of revenue bonds or revenue notes, secured only by a pledge of the physical properties, revenues from, and an operating franchise in event of foreclosure, on such properties, prescribing the conditions under which loans and grants for such purposes may be accepted from the United States of America or its agencies, prescribing the terms of such revenue bonds and notes, establishing their negotiability under the Uniform Negotiable Instruments Law, making provision for the creation of a fund to pay principal and interest of such revenue bonds and notes, making the provisions of Article 2368-a applicable to the issuance thereof and to the letting of all contracts in reference thereto, making provision that all such bonds and notes shall have printed on them the declaration that the holder shall never have the right to demand payment out of moneys raised by taxation, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 14, Requesting Commissioner of Agriculture to make certain investigation,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 12, "An Act to extend
the time for the payment of notes or
obligations executed prior to Novem-
ber 1, 1901, by purchasers of school
land for the unpaid balance of
principal due the State thereon, such
extensions to be for a period of ten
(10) years from and after the
passage of this Act, and declaring an
emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,
Austin, Texas, September 21, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 16, Requesting the
President of the United States to
direct Federal Relief Agency to co-
operate with the Texas Relief Agency,

Has carefully compared same, and
finds it correctly enrolled.

MORRISON, Vice-Chairman.

TWENTY-FIRST DAY

(Saturday, September 22, 1934)

The House met at 9:45 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the follow-
ing Members were present:

Mr. Speaker.	Caven.
Adamson.	Chastain.
Aikin.	Clayton.
Alexander.	Colson.
Alsup.	Crossley.
Anderson.	Daniel.
Atchison.	Davidson.
Baker.	Dean.
Barrett.	Devall.
Barron.	Dunlap.
Beck.	Dunagan.
Bergman.	Duvall.
Bourne.	Dwyer.
Bradley.	Engelhard.
Burns.	Fain.
Butler.	Fuchs.
Calvert.	Glass.
Camp.	Golson.
Canon.	Good.

Goodman.
Graves.
Greathouse.
Griffith.
Hankamer.
Harman.
Harris.
Hartzog.
Head.
Hicks.
Hill.
Hodges.
Holekamp.
Holland.
Holloway.
Hoskins.
Huddleston.
Hughes.
Hunt.
Hunter.
Jackson.
Jefferson.
Johnson
of Anderson.
Jones of Atascosa.
Jones of Runnels.
Jones of Shelby.
Kayton.
Kyle of Hays.
Kyle of Palo Pinto.
Laird.
Lange.
Latham.
Lemens.
Leonard.
Lindsey.
Long.
Lotief.
Mackay.
Magee.
Mathis.
McCullough.
McGregor.
McKee.
Merrit.
Metcalf.
Mitcham.
Moffett.

Moore.
Morrison.
Morse.
Munson.
Nicholson.
Parkhouse.
Patterson.
Pavlica.
Pope.
Purvey.
Ramsey.
Ratliff.
Ray.
Reader.
Reed of Bowie.
Reed of Dallas.
Renfro.
Riddle.
Roark.
Roberts.
Rogers of Hunt.
Rogers
of Ochiltree.
Rollins.
Savage.
Scarborough.
Scott.
Shannon.
Shults.
Stanfield.
Steward.
Stinson.
Stovall.
Stubbeman.
Tarwater.
Tennyson.
Thomas.
Tillery.
Townsend.
Turlington.
Van Zandt.
Vaughan.
Wagstaff.
Walker.
Weinert.
Wood.
Young.

Absent

Celaya.
Harrison.

McDougald.

Absent—Excused

Bedford.	James.
Cathey.	Johnson
Coombes.	of Dimmit.
Cowley.	Palmer.
Fisher.	Russell.
Ford.	Smith.
Hester.	Wells.
Hyder.	Winningham.

A quorum was announced present.

Prayer was offered by Rev. Geo. W.
Coltrin, Chaplain.